

Docket No.
694231/0118

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: **Andrew R. Volk et al.**

Group Art Unit: **2177**

Application No.: **10/670,099**

Examiner: **Not yet Assigned**

Filed: **October 15, 2001**

For: **METHOD AND APPARATUS FOR ORGANIZING
AND PLAYING DATA**

Date: **February 9, 2005**

**CERTIFICATE OF MAILING
BY "FIRST CLASS MAIL" (37 C.F.R. § 1.8)**

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

I hereby certify that the following correspondence:

Request to Correct Inventorship (37 CFR 1.48(a)) (2 pages); Statement of Person Being Added As an Inventor (37 CFR 1.48(a)) (executed, 2 pages); Combined Declaration and Power of Attorney for Patent Application (executed, 6 pages); Consent to Add Inventor (executed, 4 pages); and return postcard

is being deposited on February 9, 2005 with the United States Postal Service as first class mail in an envelope bearing sufficient postage thereon and addressed to:

**Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450.**

Jeffrey Mann

(Typed Or Printed Name Of Person Mailing Correspondence)

(Signature Of Person Mailing Correspondence)

Docket No.
694231/0118

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patentee: **Andrew R. Volk et al.** Examiner: **Not Yet Assigned**

Application No: **10/670,099** Art Unit: **2177**

Filed: **October 15, 2001**

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**REQUEST TO CORRECT INVENTORSHIP
(37 C.F.R. § 1.48(a))**

Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicants respectfully request that the inventorship of the above-identified application be corrected by amending the application as follows:

IN THE INVENTORSHIP:

Please add Ronald Jacoby as an inventor for the above-captioned application.

REMARKS

This Request to Correct Inventorship under 37 C.F.R. § 1.48(a) has been filed in order to correct the inventorship of the above-identified application, pursuant to the provisions of 37 C.F.R. § 1.48(a) and MPEP § 201.03.

It is respectfully requested to correct the inventorship entity of the above-captioned application by adding Ronald Jacoby as an inventor.

Subsequent to the filing of this application it was determined that Ronald Jacoby is an actual inventor of the invention as claimed in this application. Accordingly, this Request has been filed to add Ronald Jacoby as an inventor of the invention being claimed.

02/16/2005 BABRAHA1 00000046 10670099

01 FC:1464

T30S10 DA CS1 1540910v1

02/16/2005 BABRAHA1 00000046 10670099

01 FC:1464 130.00 DA

As established by the accompanying Statement from the person being added as an inventor, this error in inventorship arose without deceptive intent.

Pursuant to 37 C.F.R. § 1.48(a), also submitted herewith are:

1. a statement from the individual being added as an inventor that the inventorship error occurred without any deceptive intention on their part (Statement of Person Being Added as An Inventor);
2. a declaration in accordance with 37 C.F.R. § 1.63 from each of the actual inventors; and
3. the written consent of the Assignee, this statement complying with the requirements of § 37 C.F.R. § 3.73(b) (Consent of Assignee to Correction of Inventorship).

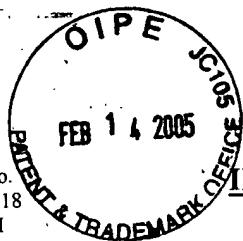
The Commissioner is authorized to charge the \$130 processing fee under 37 C.F.R. § 1.17(i) for this Request as specified in 37 C.F.R. § 1.48(a), as well as any other fee which may now or hereafter be due, to deposit account no. 19-4709.

Early and favorable action is respectfully requested.

Respectfully submitted,

James J. DeCarlo
Registration No. 36,120
Attorney for Applicants
Stroock & Stroock & Lavan LLP
180 Maiden Lane
New York, New York 10038
(212) 806-5400

Docket No.
694231/0118
JJD/JMM



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: **Andrew R. Volk, et al.**

Art Unit: **2177**

Application No.: **10/670,099**

Examiner: **Not Yet Known**

Filed: **September 22, 2003**

For: **METHOD AND APPARATUS FOR ORGANIZING AND PLAYING
DATA**

**STATEMENT OF PERSON
BEING ADDED AS AN INVENTOR
(37 C.F.R. § 1.48(a))**

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

I make this Statement in support of the accompanying Request to Correct
Inventorship.

I am an inventor of the subject application, and the inventorship of this
application should be corrected to add my name. This error in inventorship occurred
without any deceptive intent.

I hereby declare under penalty of perjury under the laws of the United
States of America that all statements made herein of our own knowledge are true and
correct, and that all statements made on information and belief are believed to be true and
correct, and further, that these statements are made with the knowledge that willful false
statements, and the like so made, are punishable by fine or imprisonment, or both, under

Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing therefrom.

Executed on:

Date: Feb. 2, 2005

By: 
Ronald Jacoby



**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**
(Page 1)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHOD AND APPARATUS FOR ORGANIZING AND PLAYING DATA

the specification of which

is attached hereto

was filed on September 22, 2003, as United States Patent Application No. 10/670,099 and was amended on June 18, 2004, and November 30, 2004.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or §365(b), of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application which designates at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed:

<u>Country</u>	<u>Application No</u>	<u>Filed</u> (Day/Mo./Yr.)	<u>Priority Claimed</u> (Yes, unless box is checked)
			<input type="checkbox"/>

**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**
(Page 2)

I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below:

Application No. Filed (Day/Mo./Yr.)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

<u>Application No.</u>	<u>Filed (Day/Mo./Yr.)</u>	<u>Status</u>
10/459,341	June 11, 2003	(Patented, Pending, Abandoned) Pending

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith (list name and registration numbers).

**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION
(Page 3)**

Lawrence Rosenthal, Reg. No. 24,377, of Stroock & Stroock & Lavan LLP
Steven B. Pokotilow, Reg. No. 26,405, of Stroock & Stroock & Lavan LLP
James J. DeCarlo, Reg. No. 36,120, of Stroock & Stroock & Lavan LLP
Matthew W. Siegal, Reg. No. 32,941, of Stroock & Stroock & Lavan LLP
David L. Schaeffer, Reg. No. 32,716, of Stroock & Stroock & Lavan LLP
Ian G. DiBernardo, Reg. No. 40,991, of Stroock & Stroock & Lavan LLP
Aditya Krishnan, Reg. No. 41,531, of Yahoo! Inc.

**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION
(Page 4)**

Send correspondence to:

James J. DeCarlo
STROOCK & STROOCK & LAVAN LLP
180 Maiden Lane
New York, New York 10038

Direct telephone calls to: (name and telephone number)

James J. DeCarlo
(212) 806-5400

SIGNATURE(S) FOLLOW

**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**
(Page 5)

Full Name of Sole or First Inventor: Andrew R. Volk

Inventor's signature: Andrew R. Volk Date: 2-2-05

Citizen/Subject of: United States of America

Residence: 240 Dolores Street, #322, San Francisco, CA 94103

Post Office Address: 240 Dolores Street, #322
San Francisco, CA 94103

**COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PATENT APPLICATION**
(Page 6)

Full Name of Second Inventor, if any: Ronald Jacoby

Inventor's signature:  Date: Feb, 2, 2005

Citizen/Subject of: United States of America

Residence: 20285 Williamsburg Lane, Saratoga, CA 95070-3838

Post Office Address: 20285 Williamsburg Lane
Saratoga, CA 95070-3838



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JJD/JMM

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Applicants: **Andrew R. Volk, et al.** Art Unit: **2177**

Application No.: **10/670,099** Examiner: **Not Yet Known**

Filed: **September 22, 2003**

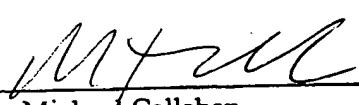
For: **METHOD AND APPARATUS FOR ORGANIZING AND PLAYING
DATA**

CONSENT TO ADD INVENTOR

I, Michael Callahan, am the General Counsel and Senior Vice President of Yahoo! Inc., the assignee of the entire right, title and interest in and to, the above-identified patent application. A duly executed assignment has been filed with the PTO for the above-identified application on Sept. 22, 2003, a copy of which is enclosed. I hereby consent to the amendment of the above-identified patent application to add Ronald Jacoby as an inventor, in addition to the currently named inventor; namely Andrew R. Volk.

Yahoo! Inc.

Dated: 2/7, 2005



Name: **Michael Callahan**
Title: **General Counsel and Senior Vice President**

10-08-2003

9-7363

Form PTO-1595
(Rev. 10/02)

OMB No. 0651-0027 (exp. 6/30/2005)

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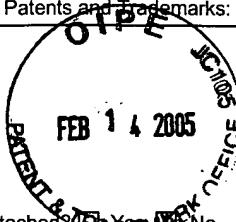
102570803

U.S. DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office
Docket No.: 694231.0118

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Andrew R. VOLK

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance:

Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Date: September 22, 2003

2. Name and address of receiving party(ies)

Name: Yahoo!, Inc.

Internal Address: _____

Street Address: 701 First Avenue

City: Sunnyvale State: CA Zip: 94089

Additional name(s) & address(es) attached? Yes No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: 9/22/03

A. Patent Application No.(s)

B. Patent No.(s)

10670099

Additional numbers attached? Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: James J. DeCarlo

Internal Address: Stroock & Stroock & Lavan LLP

10/07/2003 LMUELLER 00000132 194709 10670099

01 FC:8021

40.00 DA

Street Address: 180 Maiden Lane

City: New York State: NY Zip: 10038

6. Total number of applications and patents involved:

7. Total fee (37 CFR 3.41).....\$ 40.00

 Enclosed Authorized to be charged to deposit account

8. Deposit account number:

19-4709

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

IAN G. D'ERPAGNO

Name of Person Signing

John G. D'ERPAGNO

Signature

September 22, 2003

Date

Total number of pages including cover sheet, attachments, and documents: 3

Mail documents to be recorded with required cover sheet information to:

Commissioner of Patents & Trademarks, Box Assignments

Washington, D.C. 20231

22386 U.S. PRO
10/670099
09/23/03

Docket No.
694231/0118

ASSIGNMENT

WHEREAS, I, Andrew R. Volk, a citizen of the United States of America, residing at 240 Dolores Street #322 San Francisco, CA 94103, hereinafter referred to as ASSIGNOR, have invented certain new and useful improvements in METHOD AND APPARATUS FOR ORGANIZING AND PLAYING DATA, for which I filed a U.S. Patent Application concurrently herewith (the "Application").

WHEREAS, YAHOO! Inc., a corporation organized and existing under the laws of the State of Delaware, having a mailing address at 701 First Avenue, Sunnyvale, CA 94089, hereinafter referred to as ASSIGNEE, is desirous of obtaining the entire right, title and interest in, to and under the improvements and the application;

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, I, the ASSIGNOR, have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the ASSIGNEE, its successors, legal representatives and assigns, the entire right, title and interest in, to and under the improvements, and the application and all divisions, renewals and continuations thereof, and all Letters Patent of the United States which may be granted thereon and all reissues and extensions thereof, and all applications for Letters Patent which may hereafter be filed for the improvements in any country or countries foreign to the United States, and all Letters Patent which may be granted for the improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and I hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for the improvements to the ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND I HEREBY grant to James J. DeCarlo, Lawrence Rosenthal, Steven B. Pokotilow and Matthew W. Siegal, attorneys with the firm of Stroock & Stroock & Lavan LLP, the right and full power of attorney to enter all further identifying information of the improvements and the application as may be deemed necessary or desirable for the recordation or perfection of this ASSIGNMENT.

AND I HEREBY covenant that I have full right to convey the entire interest herein assigned, and that I have not executed, and will not execute, any agreement in conflict herewith.

AND I HEREBY further covenant and agree that I will communicate to the ASSIGNEE, its successors, legal representatives and assigns, any facts known to us respecting the improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for the improvements in all countries.

IN TESTIMONY WHEREOF, I have set my hand and seal to this Assignment.

SEPTEMBER 22, 2003

Andrew R. Volk

ANDREW R. VOLK

State of)
) ss.:
County of)

On this 27 day of 2003, 2003 before me, a Notary Public in and for the State and County aforesaid, personally appeared ANDREW R. VOLK, to me known and known to me to be the person of that name, who signed and sealed the foregoing instrument, and he acknowledged the same to be his free act and deed.

Karen Shewalter

